

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

BARBARA BROWN

PLAINTIFF

v.

4:08CV00089-WRW

J.B. HUNT TRANSPORT SERVICES, INC.

DEFENDANT

ORDER

The Eighth Circuit Court of Appeals reversed this Court's finding that Plaintiff had failed to exhaust her administrative remedies.¹ The Eighth Circuit remanded the case to this Court, with instructions for this Court to remand to Prudential for an out-of-time appeal. Accordingly, this Court's findings as to Plaintiff's claims for benefits as set out in Count I are vacated, and the case is remanded to Prudential for an out-of-time appeal.

IT IS SO ORDERED this 17th day of December, 2009.

/s/Wm. R. Wilson, Jr.
UNITED STATES DISTRICT JUDGE

¹Doc. No. 104.